

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): LEVY, Andrew      Examiner: GOLDBERG, JEANINE ANNE

Serial No.: 10/748,177      Group Art Unit: 1634

Filed: December 31, 2003      Confirmation No.: 7660

Title: METHOD OF PREDICTING A BENEFIT OF ANTIOXIDANT THERAPY  
FOR PREVENTION OF CARDIOVASCULAR DISEASE IN  
HYPERGLYCEMIC PATIENTS

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**AMENDMENT AND RESPONSE TO OFFICE ACTION**

**Mail Stop AF**  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This Amendment and Response to Office Action is filed in response to the final Office Action dated July 2, 2008, by the United States Patent and Trademark Office in connection with the above-identified Application, and further in response to the Advisory Action mailed November 17, 2008. On December 29, 2008, a Notice of Appeal was filed.

The pending **Claims** are set forth in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 4 of this paper.